

Docket No.: 62807-132



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Customer Number: 20277
: :
Shuuichi NOZAKI, et al. : Confirmation Number: 3417
: :
Application No.: 10/617,882 : Group Art Unit: 2876
: : Allowed: December 20, 2004
Filed: July 14, 2003 : Examiner: M. S. Tremblay
: :

For: MONITORING SYSTEM FOR AUTOMATED TELLER MACHINE AND MONITORING APPARATUS FOR AUTOMATED TELLER MACHINE

COMMENTS RESPONSIVE TO STATEMENT OF
REASONS FOR ALLOWANCE
UNDER 37 C.F.R. § 104(e)

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The December 20, 2004 Notice of Allowability regarding the above-identified application included a Statement of Reasons for Allowance. Entry of that Statement into the record should not be construed as any agreement with or acquiescence by Applicants in the stated reasoning.

The Statement sets forth a single rationale for patentability with respect to all of the allowed claims, however, the wording in the Statement does not exactly track the language of any one of the allowed claims. The statement references "an operators [sic] knowledge of a particular ATM." Although each independent claim does refer to "machine knowledge," each independent claim provides a somewhat different recitation and thus represents different patentable scope. Applicants' positions on patentability were separately presented with respect to each independent claim and with respect to several of the dependent claims, in the response. It is submitted that each independent

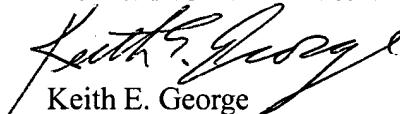
claim, and in fact each claim, is separately patentable in its own right, not just for one general reason as suggested by the Statement.

It is respectfully submitted that the allowed claims should be entitled to the broadest reasonable interpretation and the broadest range of equivalents that are appropriate in light of the language of the claims, the supporting disclosure and Applicants' prosecution of the claims, without reference to the Statement of Reasons for Allowance.

To the extent necessary, if any, a petition for an extension of time under 37 C.F.R. § 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



Keith E. George
Registration No. 34,111

600 13th Street, N.W.
Washington, DC 20005-3096
Phone: 202.756.8000 KEG:MWE
Facsimile: 202.756.8087
Date: February 11, 2005

**Please recognize our Customer No. 20277
as our correspondence address.**